

ENTERED

February 09, 2024

Nathan Ochsner, Clerk

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

§

Case No. 22-60043

FREE SPEECH SYSTEMS, LLC.,

§ Chapter 11 (Subchapter V)

§

Debtor.

§ 6

**ORDER SETTING PLAN CONFIRMATION DEADLINES PURSUANT TO RULE
3017.2 OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE**

On this day, came on to be considered the Plan Confirmation Deadlines Pursuant to Rule 3017.2 of Federal Rules of Bankruptcy Procedure. The Court finds that the Debtor filed its *First Amended Plan of Reorganization Under Subchapter V of the Bankruptcy Code* (“**Plan**”) on November 18, 2023 [ECF # 756]. Rule 3017.2 of Federal Rules of Bankruptcy Procedure (“**Rules**”) requires the Court to fix dates in connection with voting and confirmation of the Plan.

ACCORDINGLY, IT IS HEREBY ORDERED THAT:

1. The following dates and deadlines shall govern confirmation of the Plan and the conduct of the Confirmation Hearing:

Event	Date
<p>Written Discovery Deadline. The deadline by which the Debtor, creditors and any other parties in interest (collectively the “Parties”) shall serve discovery relating to the Plan, potential objections thereto, and any other matters to be heard at the Confirmation Hearing (the “Requests”). The Parties shall meet and confer in good faith regarding timing and any requested extension of response deadline.</p>	<p>Tuesday, January 9, 2024</p>
<p>Substantial Completion of Document Production. The date by which the Parties shall substantially complete the production of documents in response to the Requests. This Order is without prejudice to the Parties right to object to the Requests and all such rights</p>	<p>Friday, January 26, 2024</p>

are expressly reserved. Parties and any other recipients of the Requests must commence production of documents in response to Requests as soon as reasonably possible and shall roll out document production in tranches, as available. Parties and any other recipients of the Requests shall not wait until the substantial completion deadline to commence production.	
Solicitation Mailing/Publication Deadline. The date by which the Debtor shall mail a copy of the Plan together with a ballot for creditors to register their votes on the Plan.	Friday, February 2, 2024
Privilege Log Deadline. The date by which the Parties shall have provided logs of documents responsive to the Requests that were withheld or redacted on the basis of any claim or privilege.	Tuesday, January 30, 2024
Preliminary Witness Lists. The date by which the Parties shall exchange lists of witnesses each such party in good faith expects to call at the Confirmation Hearing.	Thursday, February 23, 2024
Fact Witness Depositions. The dates during which the Parties shall conduct fact witness depositions.	Tuesday, February 27 – Thursday, February 29, 2024
Production of Materials Relied Upon in Expert Reports. The date by which the Parties shall produce copies of any documents or data that were (a) relied on by such party's expert in forming the opinions contained in such report and (b) have not already been produced in these cases.	Wednesday, March 6, 2024
Expert Reports. The date by which the Parties shall simultaneously exchange expert reports, with a date for rebuttal reports (if needed) to be determined by the Parties intending to serve such reports. Bankruptcy Rule 7026 shall apply in its entirety to any expert reports exchanged.	Friday, March 8, 2024
Objections to Plan Due. The date by which objections to the Plan must be filed.	Friday, March 8, 2024
Balloting Deadline. The date by which creditors and interest holders must return their ballots accepting or rejecting the Plan.	Friday, February 23, 2024, at 5:00 PM Prevailing Central Time

Filing of Ballot Summary. The date by which the Debtor must file a report summarizing the Plan balloting.	Tuesday, February 27, 2024
Exchange of Final Witness and Exhibit Lists. The date by which the Parties shall serve a final list of witnesses and exhibits they intend to offer at the Confirmation Hearing. Witness lists shall identify all witnesses that each party will call and may call at the Confirmation Hearing and shall provide a brief summary of the anticipated testimony of each witness.	Friday, March 8, 2024
Exchange of Exhibits. The deadline by which the Parties shall exchange exhibits with each other.	Friday, March 8, 2024, 12 pm CT
Objections to Final Witness and Exhibit Lists. The date by which the Parties must serve any objections to the final witness and exhibit lists.	Monday, March 18, 2024
Expert Depositions. The dates during which the Parties shall conduct expert witness depositions.	Tuesday, March 19, 2024 – Wednesday, March 20 2024
Meet and Confer. The deadline by which the Parties shall exchange shall meet and confer concerning any objections to witnesses or exhibits	Wednesday, March 20, 2024/Thursday March 21, 2024
Filing of Final Witness and Exhibit Lists with the Clerk of the Court. The deadline by which the Parties shall file final exhibit and witness lists with the Clerk of the Court.	Thursday March 21, 2024
Final Pretrial Conference. The date on which the Parties shall, subject to the Court's availability, participate in a final pretrial conference.	Thursday March 21, 2024
Reply to Objections. The date by which the Parties must file their reply to all timely objections to the Plan.	Thursday March 21, 2024
Confirmation Hearing Dates. The hearing date for consideration by the Court of Plan confirmation.	Monday March 25, 2024 – Wednesday March 27, 2023

2. **Service.** The Parties agree to serve by email on all other Parties all discovery requests and written responses. Parties producing electronically stored information shall

simultaneously transmit or make available such productions to all Parties that are bound by the *Stipulated Confidentiality Agreement and Protective Order*, dated February 14, 2023 [FSS ECF No. 461; Jones ECF No. 159].

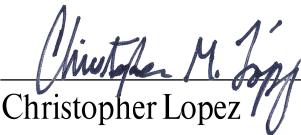
3. **Discovery Disputes.** The Parties shall promptly seek Court intervention regarding any disputes that cannot be resolved consensually, which disputes shall be heard by the Court on an expedited basis.

4. **Confirmation Hearing.** The Parties will meet and confer on the details of the Confirmation Hearing, including the sequencing and length of witness testimony and the presentation of other evidence.

5. **Amendments or Modifications.** The Court may amend or modify the terms of this Order for good cause shown.

6. **Retention of Jurisdiction.** This Court shall retain jurisdiction over any and all matters arising from or related to the interpretation of this Order.

Signed: February 09, 2024


Christopher Lopez
United States Bankruptcy Judge

United States Bankruptcy Court
Southern District of Texas

In re:
Free Speech Systems LLC
Official Committee of Unsecured Creditor
Debtors

Case No. 22-60043-cml
Chapter 11

District/off: 0541-4
Date Rcvd: Feb 12, 2024

User: ADIuser
Form ID: pdf002

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Total Noticed: 19

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
^	Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.
##	Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 14, 2024:

Recip ID	Recipient Name and Address
db	+ Free Speech Systems LLC, 3019 Alvin Devane Blvd. STE 300, Austin, TX 78741-7417
aty	+ Harold Hap May P.C., 1500 S. Dairy Ashford Rd., Ste. 325, Houston, TX 77077-3861
aty	Kyung Shik Lee, Shannon & Lee LLP, Pennzoil Place-Suite 1300, HOUSTON, TX 77027, UNITED STATES
aty	+ Richard A. Cochrane, Caldwell Cassady Curry PC, 2121 N. Pearl St., Ste. 1200, Dallas, TX 75201-2494
aty	+ Shannon & Lee LLP, 700 Milam Street, STE 1300, Houston, TX 77002-2736
aty	+ Vida Robinson, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
intp	+ Alex E Jones, c/o Jordan & Ortiz PC, 500 N Shoreline Blvd, Ste 900, Corpus Christi, TX 78401-0658
cr	+ Ally Bank, c/o Quilling, Selander, et al, 2001 Bryan Street, Suite 1800, Dallas, TX 75201-3070
cr	+ David Wheeler, et al., c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137
cr	+ Elevated Solutions Group, LLC, c/o Walker & Patterson, P.C., P.O. Box 61301, Houston, TX 77208-1301
cr	+ Erica L. Ash, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701 UNITED STATES 78701-0137
cr	+ Reeves Law, PLLC, 702 Rio Grande St., Ste. 203, Austin, TX 78701-2720
cr	+ Richard M. Coan, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137
cr	+ Security Bank of Crawford, P.O. BOx 90, Crawford, Tx 76638-0090

TOTAL: 14

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: acg.acg.ebn@aisinfo.com	Feb 12 2024 20:21:22	Ally Bank, c/o AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
crcm	+ Email/Text: mbrimmage@akingump.com	Feb 12 2024 20:08:00	Official Committee of Unsecured Creditors of Alexa, c/o Marty L. Brimmage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field Street, Suite 1800, Dallas, TX 75201-4675
cr	+ Email/Text: lemaster@slollp.com	Feb 12 2024 20:07:00	PQPR Holdings Limited, LLC, c/o Streusand Landon Ozburn & Lemmon LLP, attn: Stephen Lemmon, 1801 S. Mopac Expressway, Suite 320, Austin, TX 78746-9817
cr	^ MEBN	Feb 12 2024 20:06:05	Texas Comptroller of Public Accounts, Revenue Acco, Christopher J. Dylla, P.O. Box 12548, Austin, TX 78711-2548
cr	+ Email/Text: BKECF@traviscountytgov	Feb 12 2024 20:08:00	Travis County, c/o Jason A. Starks, P.O. Box 1748, Austin, TX 78767-1748

TOTAL: 5

BYPASSED RECIPIENTS

District/off: 0541-4

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The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
aty		Akin Gump Strauss Hauer & Feld LLP
aty		The Law Office of Liz Freeman
cr		ADP TotalSource, Inc.
wit		Charles "Charlie" Cicack
res		Cicack Holdings, LLC
intp		David Ross Jones
op		Marc Schwartz
op		Marc Schwartz
cr		Public Storage
op		Schwartz Associates, LLC
op		Schwartz and Associates, LLC
intp		Shelby A Jordan
intp		Sweetwater Holdings Group, Inc.
op		W. Marc Schwartz
cr	###+	Leonard Pozner, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	###+	Marcel Fontaine, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin, Suite 2700, Houston, TX 77002-6774
cr	###+	Neil Heslin, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	###+	Scarlett Lewis, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	###+	Veronique De La Rosa, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774

TOTAL: 14 Undeliverable, 0 Duplicate, 5 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 14, 2024

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 9, 2024 at the address(es) listed below:

Name	Email Address
Avi Moshenberg	on behalf of Plaintiff Marcel Fontaine avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com
Avi Moshenberg	on behalf of Creditor Neil Heslin avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com
Avi Moshenberg	on behalf of Creditor Scarlett Lewis avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com
Avi Moshenberg	on behalf of Creditor Leonard Pozner avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com
Avi Moshenberg	on behalf of Plaintiff Estate of Marcel Fontaine avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com
Avi Moshenberg	on behalf of Plaintiff Neil Heslin avi.moshenberg@mhlpp.com jessica.valdez@mhlpp.com

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Avi Moshenberg on behalf of Plaintiff Scarlett Lewis avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg on behalf of Plaintiff Leonard Pozner avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg on behalf of Creditor Marcel Fontaine avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg on behalf of Plaintiff Veronique De La Rosa avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Avi Moshenberg on behalf of Creditor Veronique De La Rosa avi.moshenberg@mhllp.com jessica.valdez@mhllp.com

Bennett Greg Fisher on behalf of Creditor Public Storage Bennett.Fisher@lewisbrisbois.com candace.russell@lewisbrisbois.com;jann.pigg@lewisbrisbois.com;maria.brito@lewisbrisbois.com;daniel.david@lewisbrisbois.co m

Bradley J. Reeves on behalf of Creditor Reeves Law PLLC bradley.reeves@pillsburylaw.com

Christina Walton Stephenson on behalf of Debtor Free Speech Systems LLC Crissie.Stephenson@crowedunlevy.com elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Christina Walton Stephenson on behalf of Interested Party Alex E Jones Crissie.Stephenson@crowedunlevy.com elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Christopher Dylla on behalf of Creditor Texas Comptroller of Public Accounts Revenue Accounting Division Christopher.Dylla@azag.gov

Elizabeth Carol Freeman on behalf of Attorney The Law Office of Liz Freeman liz@lizfreemanlaw.com kgradney@jw.com;dtrevino@jw.com;jpupo@jw.com;JacksonWalkerLLP@jubileebk.net

Elizabeth Carol Freeman on behalf of Trustee Melissa A Haselden liz@lizfreemanlaw.com kgradney@jw.com;dtrevino@jw.com;jpupo@jw.com;JacksonWalkerLLP@jubileebk.net

Elyse M Farrow on behalf of Trustee Melissa A Haselden EFarrow@HaseldenFarrow.com elysefarow@gmail.com

Federico Andino Reynal on behalf of Defendant Alex E. Jones areynal@frlaw.us

Federico Andino Reynal on behalf of Defendant AEJ HOLDINGS LLC areynal@frlaw.us

Federico Andino Reynal on behalf of Defendant AEJ TRUST 2018 areynal@frlaw.us

Federico Andino Reynal on behalf of Defendant Free Speech Systems LLC areynal@frlaw.us

Ha Minh Nguyen on behalf of U.S. Trustee ha.nguyen@usdoj.gov

Harold N May, III on behalf of Attorney Harold "Hap" May P.C. hap.may@may-firm.com

Jarrod B. Martin on behalf of Creditor Marcel Fontaine jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin on behalf of Creditor Neil Heslin jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin on behalf of Creditor Leonard Pozner jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin on behalf of Plaintiff Veronique De La Rosa jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin on behalf of Creditor Scarlett Lewis jarrod.martin@chamberlainlaw.com Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

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Jarrod B. Martin

on behalf of Plaintiff Neil Heslin jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin

on behalf of Plaintiff Leonard Pozner jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin

on behalf of Plaintiff Scarlett Lewis jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin

on behalf of Plaintiff Estate of Marcel Fontaine jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin

on behalf of Plaintiff Marcel Fontaine jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jarrod B. Martin

on behalf of Creditor Veronique De La Rosa jarrod.martin@chamberlainlaw.com
 Lara.Coleman@chamberlainlaw.com;atty_jmartin@bluestylus.com;valerie.herrera@chamberlainlaw.com

Jason Starks

on behalf of Creditor Travis County bkecf@traviscountytx.gov

Jayson B. Ruff

on behalf of U.S. Trustee US Trustee jayson.b.ruff@usdoj.gov

Jennifer F Wertz

on behalf of Trustee Melissa A Haselden jwertz@jw.com kgradney@jw.com;jpupo@jw.com;steso@jw.com;dduhon@jw.com

Jennifer Jaye Hardy

on behalf of Plaintiff Estate of Marcel Fontaine jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Creditor Leonard Pozner jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Creditor Neil Heslin jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Plaintiff Leonard Pozner jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Plaintiff Neil Heslin jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Creditor Veronique De La Rosa jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Plaintiff Veronique De La Rosa jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Creditor Marcel Fontaine jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Creditor Scarlett Lewis jhardy2@willkie.com mao@willkie.com

Jennifer Jaye Hardy

on behalf of Plaintiff Scarlett Lewis jhardy2@willkie.com mao@willkie.com

John D Malone

on behalf of Creditor Security Bank of Crawford myra@johnmalonepc.com myra@johnmalonepc.com

Johnie J Patterson

on behalf of Creditor Elevated Solutions Group LLC
 wandp.ecf@gmail.com;WalkerPatterson@jubileeblk.net;wp@ecf.courtdrive.com

Joseph S.U. Bodoff

on behalf of Creditor ADP TotalSource Inc. jbodoff@rubinrudman.com

Kimberly A Walsh

on behalf of Creditor Texas Comptroller of Public Accounts Revenue Accounting Division bk-kwalsh@oag.texas.gov,
 sherri.simpson@oag.texas.gov

Kyung Shik Lee

on behalf of Debtor Free Speech Systems LLC kslee50@gmail.com Courtnotices@kasowitz.com

Kyung Shik Lee

on behalf of Attorney Kyung Shik Lee kslee50@gmail.com Courtnotices@kasowitz.com

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Marty L Brimmage

on behalf of Creditor Neil Heslin mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Leonard Pozner mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Committee Official Committee of Unsecured Creditors of Alexander E. Jones mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Scarlett Lewis mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Veronique De La Rosa mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Marcel Fontaine mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor David Wheeler et al. mbrimmage@akingump.com,
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Marty L Brimmage

on behalf of Creditor Committee Official Committee Of Unsecured Creditors mbrimmage@akingump.com
 lmonreal@akingump.com;bkemp@akingump.com;apraestholm@akingump.com;txdocketing@akingump.com

Melissa A Haselden

on behalf of Trustee Melissa A Haselden mhaselden@haseldenfarrow.com
 haseldenbankruptcytrustee@gmail.com;mhaselden@ecf.axosfs.com;haselden.melissaa.r104367@notify.bestcase.com

Melissa A Haselden

mhaselden@haseldenfarrow.com
 haseldenbankruptcytrustee@gmail.com;mhaselden@ecf.axosfs.com;haselden.melissaa.r104367@notify.bestcase.com

Melissa Anne Haselden

on behalf of Trustee Melissa A Haselden mhaselden@haseldenfarrow.com
 haseldenbankruptcy@gmail.com,haselden.melissaa.r104367@notify.bestcase.com

Michael P Ridulfo

on behalf of Other Prof. W. Marc Schwartz mridulfo@krcl.com rcoles@krcl.com

Michael P Ridulfo

on behalf of Other Prof. Schwartz and Associates LLC mridulfo@krcl.com, rcoles@krcl.com

Michael P Ridulfo

on behalf of Other Prof. Schwartz Associates LLC mridulfo@krcl.com, rcoles@krcl.com

Michael P Ridulfo

on behalf of Other Prof. Marc Schwartz mridulfo@krcl.com rcoles@krcl.com

Patrick Michael Lynch

on behalf of Creditor Ally Bank plynch@qslwm.com jtowzen@qslwm.com

R. J. Shannon

on behalf of Debtor Free Speech Systems LLC rshannon@shannonpllc.com
 rshannon@shannonlellp.com;7044075420@filings.docketbird.com

R. J. Shannon

on behalf of Attorney Shannon & Lee LLP rshannon@shannonpllc.com
 rshannon@shannonlellp.com;7044075420@filings.docketbird.com

Raymond William Battaglia

on behalf of Debtor Free Speech Systems LLC rbattaglialaw@outlook.com rwbresolve@gmail.com

Raymond William Battaglia

on behalf of Plaintiff Free Speech Systems LLC rbattaglialaw@outlook.com rwbresolve@gmail.com

Raymond William Battaglia

on behalf of Interested Party Alex E Jones rbattaglialaw@outlook.com rwbresolve@gmail.com

Ryan E Chapple

on behalf of Creditor Jacqueline Barden rchapple@cstrial.com aventure@cstrial.com

Ryan E Chapple

on behalf of Plaintiff Nicole Hockley rchapple@cstrial.com aventure@cstrial.com

Ryan E Chapple

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Ryan E Chapple on behalf of Plaintiff Richard M. Coan rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Francine Wheeler rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Jennifer Hensel rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Erica L. Ash rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Carlee Soto-Parisi rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Nicole Hockley rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Mark Barden rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Ian Hockley rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Donna Soto rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Richard M. Coan rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Scarlett Lewis rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Marcel Fontaine rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Mark Barden rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff William Sherlach rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Donna Soto rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Carlos M. Soto rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Jacqueline Barden rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor David Wheeler et al. rchapple@ctrial.com, aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Jillian Soto-Marino rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor David Wheeler rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Jennifer Hensel rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Carlee Soto Parisi rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Robert Parker rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Ian Hockley rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Veronique De La Rosa rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Carlos M. Soto rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Creditor Leonard Pozner rchapple@ctrial.com aprentice@ctrial.com

Ryan E Chapple on behalf of Plaintiff Jillian Soto Marino rchapple@ctrial.com aprentice@ctrial.com

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Ryan E Chapple

on behalf of Creditor Francine Wheeler rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Plaintiff David Wheeler rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Creditor Neil Heslin rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Plaintiff William Aldenberg rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Creditor William Aldenberg rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Creditor Robert Parker rchapple@ctrial.com aventure@ctrial.com

Ryan E Chapple

on behalf of Creditor William Sherlach rchapple@ctrial.com aventure@ctrial.com

Shelby A Jordan

on behalf of Interested Party Shelby A Jordan cmadden@jhwclaw.com

Shelby A Jordan

on behalf of Defendant Alexander E. Jones cmadden@jhwclaw.com

Shelby A Jordan

on behalf of Interested Party Alex E Jones cmadden@jhwclaw.com

Stephen A Roberts

on behalf of Defendant David Jones sroberts@srobertslawfirm.com 1222805420@filings.docketbird.com

Stephen A Roberts

on behalf of Interested Party David Ross Jones sroberts@srobertslawfirm.com 1222805420@filings.docketbird.com

Stephen A Roberts

on behalf of Defendant AEJ Austin Holdings LLC sroberts@srobertslawfirm.com, 1222805420@filings.docketbird.com

Stephen A Roberts

on behalf of Defendant CAROL JONES sroberts@srobertslawfirm.com 1222805420@filings.docketbird.com

Stephen Wayne Lemmon

on behalf of Defendant PQPR Holdings LLC lemmmon@slollp.com mates@slollp.com

Stephen Wayne Lemmon

on behalf of Defendant PLJR HOLDINGS LIMITED LLC lemmmon@slollp.com, mates@slollp.com

Stephen Wayne Lemmon

on behalf of Defendant JLJR Holdings LLC lemmmon@slollp.com, mates@slollp.com

Stephen Wayne Lemmon

on behalf of Defendant PLJR HOLDINGS LLC lemmmon@slollp.com, mates@slollp.com

Stephen Wayne Lemmon

on behalf of Defendant PQPR HOLDINGS LIMITED LLC lemmmon@slollp.com, mates@slollp.com

Stephen Wayne Lemmon

on behalf of Creditor PQPR Holdings Limited LLC lemmmon@slollp.com, mates@slollp.com

Stephen Wayne Lemmon

on behalf of Defendant PQPR Holdings Limited LLC lemmmon@slollp.com, mates@slollp.com

US Trustee

USTPRegion07.HU.ECF@USDOJ.GOV

Vickie L Driver

on behalf of Interested Party Alex E Jones Vickie.Driver@crowedunlevy.com
elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Vickie L Driver

on behalf of Defendant Alexander E. Jones Trustee for AEJ 2018 Trust Vickie.Driver@crowedunlevy.com,
elisa.weaver@crowedunlevy.com;ecf@crowedunlevy.com

Walter J Cicack

on behalf of Witness Charles "Charlie" Cicack wcicack@hcglp.com mallen@hcglp.com

Walter J Cicack

on behalf of Interested Party Sweetwater Holdings Group Inc. wcicack@hcglp.com, mallen@hcglp.com

Walter J Cicack

on behalf of Respondent Cicack Holdings LLC wcicack@hcglp.com, mallen@hcglp.com

District/off: 0541-4

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